



12 FEB 2007

United States Patent and Trademark Office

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

ROTHWELL FIGG ERNST AND MANBECK PC
1425 K ST N.W., STE 800
WASHINGTON, DC 20005

In re Application of :
Reissenweber :
Application No.: 10/541,676 :
PCT No.: PCT/EP04/00169 :
Int. Filing Date: 13 January 2004 : **DECISION**
Priority Date: 13 January 2003 :
Attorney Docket No.: 2923-717 :
For: Laminated Decorative Strip And Method For :
Producing A Laminated Decorative Strip :

This is in response to the correspondence filed on 05 September 2006, which is being treated as a petition to review the status of the Power of Attorney in this application.

BACKGROUND

This international application was filed on 13 January 2004, claimed an earlier priority date of 13 January 2003, and designated the U.S. The International Bureau transmitted a copy of the published international application to the USPTO on 29 July 2004. The 30 month time period for paying the basic national fee in the United States expired at midnight on 13 July 2005. Applicants filed *inter alia* the basic national fee on 08 July 2005.

On 10 March 2006, a Notice of Acceptance (Form PCT/DO/EO/903) was mailed to applicants, indicating the date of this application under 35 U.S.C. 371(c)(1), (2) and (4) to be "07/08/2005."

On 21 August 2006, a Notice Regarding Change of Power of Attorney was mailed to Rothwell, Figg, Ernst & Manbeck PC, "in response to the Power of Attorney filed 12/09/2005," indicating that "the Power of Attorney to you in this application has been revoked by the assignee..." On the same date, a Notice of Acceptance of Power of Attorney was mailed to Jones Day, indicating that "The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33."

DISCUSSION

Petitioner requests that "the Power of Attorney [be] restored to this firm" because "we believe the USPTO made this change in error." Review of the IFW electronic application file reveals that no Power of Attorney in favor of other counsel is present. Rather, the only Power of Attorney present in the case is the executed Declaration and Power of Attorney filed on 08 July 2005, which appoints "the registered practitioner(s) associated with Customer No. 6449..." In view of the totality of the evidence of record, it would be appropriate to conclude that Power of Attorney in this case resides with "the registered practitioner(s) associated with Customer No. 6449." Therefore, the Notice Regarding Change of Power of Attorney and the Notice of Acceptance of Power of Attorney mailed on 21 August 2006 are both **VACATED**.

DECISION

The petition is **GRANTED**, as discussed above.

A courtesy copy of this communication is being mailed to Jones Day. A copy of an Electronic Acknowledgment Receipt transmitted to Jones Day on 25 January 2007 is attached to the copy of this decision being mailed to Rothwell, Figg, Ernst & Manbeck PC.

This application is being returned to the National Stage Processing Branch for further processing, including correction of the records of the USPTO to show Power of Attorney and the correspondence address as residing with Customer No. 06449.



George Dombroske
PCT Legal Examiner
Office of PCT Legal Administration
Tel: (571) 272-3283
Fax: (571) 273-0459

cc: Brian M. Rothery
Jones Day
222 East 41st Street
New York, NY 10017-6702